THE HON'BLE SRI JUSTICE P.S.NARAYANA

W.P.No.19231 of 2007

Date : 30-11-2007

Between :

Dudekula Thummal, S/o.Meeran Saab.

.. Petitioner

And

The Collector (Civil Supplies),
Prakasam District and others.

..
Respondents

THE HON'BLE SRI JUSTICE P.S.NARAYANA

W.P.No.19231 of 2007

ORDER:

This Court issued *Rule nisi* on 11.09.2007 and granted interim direction until further orders in W.P.M.P. No.24729 of 2007.

2. The Writ Petition is filed with a prayer to issue a writ, order or a direction, more particularly one in the nature of Writ of *Mandamus* declaring the action of the respondents in not allowing the petitioner to run the fair price ;shop at Tangiralapalli Village, Pedaraveedu Mandal, Prakasam District, despite the orders of the Collector (Civil Supplies), Ongole, Prakasam District, dated 16.06.2007 and not completing the enquiry within the stipulated period, as being illegal, arbitrary and unreasonable and violative of Article 21 of the Constitution of India, apart from contrary to the directions given by the appellate authority i.e., the Collector (Civil Supplies) at Ongole, Prakasam District, in his order dated 16.06.2007 and issue a consequential direction directing the respondents to forthwith permit the petitioner to run the fair price shop by releasing the stocks to the said shop till completion of the enquiry by the Revenue Divisional Officer and pass suitable directions.

3. Counter affidavit is filed by the respondents. Specific stand had been taken that as explanation is not convincing, considering the report of the Mandal Revenue Officer, Pedaraveedu, charges were held proved and the authorization was cancelled in Rc.H/74/05, dated 04.09.2007. Several other facts also had been narrated in his counter affidavit.

4. Inasmuch as it is brought to the notice of this Court that the authorization had been cancelled by the order dated 04.09.2007, liberty is given to the petitioner to challenge the same by invoking appropriate remedies available to him under law.

5. With the above observation, the Writ Petition is disposed of. No costs.

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JUSTICE P.S.NARAYANA

Date: 30.11.2007.
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